

REMARKS/ARGUMENTS

Reconsideration of this application, in view of the foregoing amendment and the following remarks and arguments, is respectfully requested.

Claims 1-23 were originally presented for consideration in this application and the Examiner's allowance of Claims 14-19, and his indication that objected-to Claims 2, 8 and 11-13 contain patentable subject matter, are noted with appreciation. By the foregoing amendment Claim 12 has been canceled without prejudice or disclaimer, and Claims 1, 2, 8, 9, 11, 13, 20 and 22 have been revised. Accordingly, Claims 1-11 and 13-23 remain in this application for consideration and allowance.

Turning first to matters of form, by the foregoing amendment objected-to Claims 2, 8 and 11 have been rewritten in independent form to thereby place these claims in a condition for allowance.

In his September 21, 2004 Office Action, the Examiner made the following claim rejections which are respectfully traversed for reasons subsequently set forth herein.

1. Claims 1, 3, 5-7, 9, 10 and 20-23 stand rejected under 35 USC §102(b) as being anticipated by U.S. Patent 5,816,792 to Spencer; and

2. Claim 4 stands rejected under 35 USC §103(a) as being unpatentable over Spencer.

Via amended independent Claim 1, all of applicant's Claims 1 and 3-7 specify that his recited fuel delivery apparatus is operative to deliver to the recited pressure regulator apparatus (representatively the pressure regulator 44 shown in FIG. 2), **during maintenance of its predetermined pressure regulation setting at a constant level**, a selectively variable

one of (1) a first fuel, from a source thereof, at a pressure greater than said predetermined pressure regulation setting, and (2) a second fuel at a pressure lower than said predetermined pressure regulation setting.

In contrast, the pressure regulation setting of the Spencer regulator valve 20 is disclosed as being **varied** to accommodate the delivery of different fuels to the burner 18 (see the Spencer specification, column 3, lines 7-27). It is thus respectfully submitted that none of applicant's Claims 1 and 3-7 is anticipated or rendered obvious by U.S. Patent 5,816,792 to Spencer.

Rejected independent Claim 9 has been revised to incorporate therein the patentable subject matter of now canceled objected-to Claim 12. This is seen to clearly place Claim 9, and Claims 10 and 13 which depend therefrom, in a condition for allowance.

Rejected independent method Claim 20 has been revised to include the step of **utilizing said pressure regulator apparatus to regulate the pressure of fuel discharged from its outlet portion only with respect to said first fuel**. In contrast, the Spencer regulator valve 20 is used to regulate the pressures of **both** the first and second fuels 1 and 2 discharged therefrom to the burner 18. Accordingly, neither Claim 20 nor its dependent Claim 21 is anticipated by the Spencer reference.

Finally, rejected independent method Claim 22 has been revised to incorporate therein the patentable subject matter of canceled objected-to dependent Claim 12 - namely, that the recited alternately supplying step is performed **utilizing a first pressure regulator through which both of said first and second fuels must flow to reach said fuel burner, and a second pressure regulator through which only the higher Wobbe index fuel must flow to reach said fuel burner**. This is seen to clearly place Claim 22, and its dependent Claim 23, in a condition for allowance.

In view of the foregoing amendment, remarks and arguments, all of the claims currently pending in this application are now seen to be in a condition for allowance. A Notice of Allowance of Claims 1-11 and 13-23 is therefore earnestly solicited.

The Examiner is hereby requested to telephone the undersigned attorney of record at 972/516-0030 if such would further or expedite the prosecution of the instant application.

Respectfully submitted,

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450,

on September 29, 2004

Diane Sutton